

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

TASER INTERNATIONAL, INC.,
et al.

Plaintiffs,

v.

MORGAN STANLEY & CO., INC.,
et al.

Defendants.

CIVIL ACTION NUMBER:
1:10-CV-03108-JEC

JOINT MOTION FOR EXTENSION OF TIME

Plaintiffs and Defendants Merrill Lynch, Pierce, Fenner & Smith (“Merrill Lynch”) and Merrill Lynch Professional Clearing Corporation (“Merrill Pro”) jointly move to extend the deadlines pending for the following briefs due to the recent weather that has caused office closures: (1) Plaintiffs’ response in opposition to Merrill Pro’s Motion for Reconsideration [Docket No. 145];¹ and (2) Merrill Pro’s Response to Plaintiffs’ Motion to Compel the Production of Responsive Recordings from Defendants Merrill Lynch and ML Pro [Dkt. 152].

¹ Plaintiffs believe that the removal of this case was improper, and have filed a motion to remand. Plaintiffs’ agreement to this Joint Motion for Extension of Time should not be construed as Plaintiffs’ agreement or consent to the removal or to the jurisdiction of this Court.

Plaintiffs' response to the Motion for Reconsideration is currently due on January 12, 2011. At Plaintiffs' request, Merrill Pro has agreed that the due date should be extended to and including January 14, 2011. Merrill Lynch and Merrill Pro's responses to the Motion to Compel the Production of Certain Recordings are currently due on January 17, 2011. At Merrill Lynch and Merrill Pro's request, Plaintiffs have agreed that the due date should be extended to and including January 19, 2011.

These extensions shall be without prejudice to the parties' rights to request or move for a further extension of time and without prejudice to the parties' rights to object to any such request or motion.

A copy of the parties' proposed Consent Order is attached hereto as Exhibit A.

Jointly submitted this 11th day of January, 2011.

/s/ Nicole G. Iannarone

John E. Floyd

Georgia Bar No. 266413

Email: floyd@bmelaw.com

Steven J. Rosenwasser

Georgia Bar No. 614908

Email: rosenwasser@bmelaw.com

Nicole G. Iannarone

Georgia Bar No. 382510

Email: iannarone@bmelaw.com

/s/ Brad Elias

BRAD ELIAS

Admitted pro hac vice

Email: belias@omm.com

O'MELVENY & MYERS LLP

7 Times Square

New York, New York 10036

Tel.: 212-326-2000

Fax: 212-326-2248

BONDURANT, MIXSON &
ELMORE, LLP
3900 One Atlantic Center
1201 West Peachtree Street, N.W.
Atlanta, Georgia 30309
Tel.: 404-881-4100
Fax: 404-881-4111

Attorneys for Plaintiffs

Richard H. Sinkfield
Georgia Bar No. 649100
Email: rsinkfield@rh-law.com
Dan F. Laney III
Georgia Bar No. 435290
Email: dlaney@rh-law.com
ROGERS & HARDIN LLP
229 Peachtree Street, N.E.
2700 International Tower
Atlanta, Georgia 30303
Tel.: 404-522-4700
Fax: 404-525-2224

*Attorneys for Defendant Merrill
Lynch Professional Clearing
Corporation and Merrill Lynch,
Pierce, Fenner & Smith, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on this day, a true and correct copy of the foregoing **JOINT MOTION FOR EXTENSION OF TIME** was electronically filed with the Clerk of Court using the Court's electronic filing system which will automatically send an email notification of such filing to the following attorneys of record who are registered participants in the Court's electronic notice and filing system:

Attorneys for Defendants:

Richard H. Sinkfield, Esq.
Dan F. Laney, III, Esq.
Kristina M. Jones, Esq.
Stefanie H. Jackman, Esq.
James W. Cobb, Esq.
Rogers & Hardin
2700 International Tower, Peachtree Center
229 Peachtree Street, N.E.
Atlanta, GA 30303-1601
rsinkfield@rh-law.com

Further, I hereby certify that on this day, I caused to be served a true and correct copy of the foregoing via email on:

**Attorneys for Banc of America Securities, LLC;
Merrill Lynch, Pierce, Fenner & Smith, Inc.; and Merrill Lynch
Professional Clearing Corporation:**

Andrew J. Frackman, Esq.
Brad Elias, Esq.
O'Melveny & Myers LLP
7 Times Square
New York, NY 10036

Attorneys for Morgan Stanley & Co. Incorporated:

Robert F. Wise, Jr., Esq.
William J. Fenrich, Esq.
Melissa T. Aoyagi, Esq.
Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, NY 10017

Attorneys for Bear Stearns & Co., Inc. and Bear Stearns Securities Corp.:

Stephen L. Ratner, Esq.
Harry Frischer, Esq.
Brian L. Friedman, Esq.
Proskauer Rose LLP
1585 Broadway
New York, NY 10036

Attorneys for Goldman, Sachs & Co. and Goldman Sachs Execution & Clearing, L.P.:

Richard C. Pepperman II, Esq.
Richard H. Klapper, Esq.
Tracy Richelle High, Esq.
Sullivan & Cromwell LLP
125 Broad Street
New York, NY 10004

Attorneys for Deutsche Bank Securities Inc.:

Heather L. Fesnak, Esq.
Peter J. Isajiw, Esq.
Gregory A. Markel, Esq.
Cadwalader Wickersham & Taft LLP
One World Financial Center
New York, NY 10281

Attorneys for UBS Securities, LLC:

Andrew B. Clubok, Esq.

Jeffrey G. Landis, Esq.

Daniel Gomez, Esq.

Kirkland & Ellis LLP

655 Fifteenth Street, N.W., Suite 1200

Washington, DC 20005-5793

Maria Ginzburg, Esq.

Kirkland & Ellis LLP

Citigroup Center

153 East 53rd Street

New York, NY 10022-4611

Attorneys for Credit Suisse Securities (USA), LLC.:

Fraser L. Hunter, Jr., Esq.

Wilmer Cutler Pickering Hale & Dorr LLP

399 Park Avenue

New York, NY 10022

This 11th day of January, 2011.

/s/ Nicole G. Iannarone

Nicole G. Iannarone

Georgia Bar No. 382510